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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,)	No. CR 10-00153-JF
)	
12 Plaintiff,)	STIPULATION TO CONTINUE
)	HEARING; [PROPOSED] ORDER
13 v.)	
)	
14 DAVID BOYER PRINCE,)	
)	
15 Defendant.)	

16
17 Defendant and the government, through their respective counsel, hereby stipulate that,
18 subject to the court's approval, the hearing date in the above-captioned matter, presently
19 scheduled for Thursday, September 16, 2010 at 9:00 a.m., may be continued to Thursday,
20 September 30, 2010, at 9:00 a.m.

21 The parties further agree and stipulate that time should be excluded from and including
22 September 16, 2010 through and including September 30, 2010, for effective defense preparation
23 and continuity of defense counsel, pursuant to the Speedy Trial Act, 18 U.S.C. §3161(h)(7)(A)
24 and (B)(iv). Accordingly, the United States and the defendant agree that granting the requested

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STIPULATION TO CONTINUE HEARING;
[PROPOSED] ORDER
No. CR 10-00153-JF

1 exclusion of time will serve the interest of justice and outweigh the interest of the public and
2 defendant in a speedy trial.

3
4 Dated: 9/15/10

_____/s/_____
NICHOLAS P. HUMY
Assistant Federal Public Defender

5
6 Dated: 9/15/10

_____/s/_____
JOSEPH FAZIOLI
Assistant United States Attorney

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No. CR 10-00153-JF
)	
Plaintiff,)	STIPULATION TO CONTINUE
)	HEARING; [PROPOSED] ORDER
v.)	
)	
DAVID BOYER PRINCE,)	
)	
Defendant.)	


[PROPOSED] ORDER

The parties have jointly requested a continuance of the status hearing set for September 16, 2010.

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing date presently set for September 16, 2010, shall be continued to September 30, 2010 at 9:00 a.m.

IT IS FURTHER ORDERED that 14 days shall be excluded from the period of time in which trial shall commence under the Speedy Trial Act as the reasonable time necessary for continuity of counsel and effective defense preparation, pursuant to Title 18, United States Code, Sections 3161(h)(8)(A) and 3161(h)(7)(B)(iv).

Dated: 9/15/10



JEREMY FOGEL
United States District Judge